Preserve

App. F. IX-4

Previous References. 1936 .7 (Geol)

File No. 2-36

Serial Nos. 1-2

Later References.
Geol 2-36(3-14)
// 64-43-1.2

(9)

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. Two

Part B for August 36

SUBJECT.

Payment of fees for prohibited licenses by G.S.R.

WD 0418—GPB—22,500—23-8-36

Geol 69-30 (1-4) 332-336 P-Ref'g.

C.No. 57

Ballabrooie

Bangalore.

3rd July 1936.

FROM

SIR CHARLES TODHUNTER, K.C.S.I., J.P.,

Private Secretary to His Highness

the Maharaja of Mysore.

To

Geol. 2-36-1

The General Secretary

to the Government of Mysore, Bangalore.

Sir,

I have the honour to request that you will be good enough to advise me whether, under the rules prescribed under Section 8 of the Mysore Petroleum Regulation 1923, it is necessary for a Government Department to pay fees for licenses to possess and transport petroleum.

The Superintendent, Government House, has considerable quantities of petroleum in stock there, and being anxious to comply with the rules regarding storage of petroleum, I asked the Chief Inspector of Mines and Explosives in Mysore for instructions in the matter. In reply he has forwarded me the forms of license and has asked for a payment of Rs.58/- for the same.

As Government Departments are exempted from Stamp Duty ~~etc.,~~ and other taxes, I have the honour to enquire whether there is any similar exemption applicable to the case in question.

I have the honour to be,

Sir,

Your most obedient servant.

Private Secretary.

1) There seems to be no rule exempting the Govt. depts. from the payment of fees for petrol licenses. If approved the Chief Inspector of Mines & Explosives will be consulted in the matter

3.7.36

2) Dy. Secy. 10.7.36

3) Dy. Secy Law Dept. consulted

13.7.36

(4) HK. Submitted to the Asst. Secy, Law Dept. with refee to para 3 above.

Fees for petrol licences 332/P3

72

General & Revenue Secretariat. | Petl File No. 2 of 1936. | [App. F. III–2

Serial No. 1

14

Law
14/7/36

Sir Neilly the Regulation nor the Rules as now in force provide for exemption from fees in respect of licences granted to Govt Depts for storage of petroleum. The practice in vogue in British India may be ascertained before any amendment of the rules can be thought of to provide for such exemptions.

Dewbr) 6/8/36

6) If approved the Chief Inspector of Mines & Explosives may be consulted in the matter hof.

8/8 Dy Secy 10.8.36

8 10.8.36

9 Forwarded with compliments to the Ch. Inspr of Mines K.G.F. for favour of remarks

BO

Asst Secy
11.8.36

Ch Insp 12.8.36

1173/1936

Rec no 56 of 1936-37

11.8.1936

DEPARTMENT OF MINES & EXPLOSIVES
NO. 328
DATE 12-8-36
OOREAUM K.G.F.
GOVT OF MYSORE

NOTE—Contn. Sheet.

P.T.O.

Fees for petrol licenses

(2)

Gen File No. 2 of 193 6 | General and Revenue Secretariat

10 Similar question had come up for consideration in the year 1931 in respect of the free grant of a General Transport License in favour of the Chief Commandant, Myacre State Troops. The Chief Inspector of Explosives in India who was consulted in the matter opined that as decided by an order of the Government of India, the Indian Petroleum Act did not apply to Government Premises but that the Government Departments using petroleum should observe as far as possible the rules framed under the Act in the interests of public safety.

11 In consonance with this practice the Director of Industries and Commerce recommended that our Military Department may be exempted from obtaining the license asked for. But Government in their letter D.259/Geol.69-30-4 dated 13/14th July 1931 addressed to the Chief Commandant ordered that in respect of dangerous petroleum the Government Departments should be subject to the same rules, including the levy of fees, as are enforced in the case of private firms and persons.

12 It is on this precedent that the Private Secretary to His Highness was advised to remit the prescribed fees for the licenses applied for.

(13) As far as I know Sec. 21 of the Govt of India Petro. Act VIII of 1899 which corresponds to Sec. 20 of the Mys. Petro. Rules I of 1923 has not been amended. C E Thyagarajan

Oorgaum, 13th Aug: 1936.) Chief Inspector of Mines & Explosives in Mysore.

Returned, with compliments, to the Secretary to Government, Development Department.

Flag O

Lr No. 339 13-8-36

Gen 14/8/36

Serial No.

Flag O

Subd with ref to para 5 above this Govt letter
Sgd (14) Ref is invited to Govt dated 14/7/36
1578 to the Chief Commandant stating that "the Govt departments should be subject to the same rules, including the levy of fees, as are enforced in the case of private firms & persons". According to this ruling, the Supdt, Govt Home, has to take out a license for the storage of petroleum and pay the fee of Rs 5-8-0. Therefore Jr order.

Sgd (15) This file may be referred to
1578 Asst Secy, Law, again with reference to para 5 & with the opinion of the Chief Inspr of Mines (para 13), for further remarks.

by 17/8/36 Dpt Secy, Land Revt dept-ne)

by 17.8.36

(16) In reg file 69 of 30 now put up, the question of exempting Govt Depts from the rules & regulations of the Petroleum Depot including the levy of fees has been discussed and Govt have decided against such exemption. The answer to the question in para 3 of the Private Secy's letter has therefore to be in the negative.

14/Land

Asst Secy Dev sc) me 18/8

Please put up a draft reply by 18.8.

NOTE—Contn. Sheet.

WD 70—GBPM—60,000—17-8-31.

Payment of fees for petrol licenses by Govt. Departments

Govt File No. 2 V 1035 of 1936 | General and Revenue Secretariat

18 Submitted with a draft to the Private Secy to H.E. for consideration.

Sd/ 27/8/36

Sd/ Secy 26/8/36

MW. 27.8.36

Issued Sd/ 27.8.36

1630 27/8

To the Private Secy to H.E.
No.D. 1575 dt 28/8/36

States that the reply to this enquiry is in the negative & that with regard to possession of dangerous petroleum (flashing point 70°F) the Govt. Departments would be subject to the same rules, including the levy of fees as are enforced in the case of private firms & persons

Copy to the Chief Inspector of Explosives
No.D. 1576 dt 28/8/36

B. Sd/ 31/8

GOVT. OF ASSAM SECRETARIAT
21 AUG. 1936
GENERAL BRANCH

GOVT. OF ASSAM SECRETARIAT
31 AUG. 1936
DEVELOPMENT BRANCH

No. 279

Government House, Mysore

23rd August 1936.

25

1635

FROM

SIR CHARLES TODHUNTER, K.C.S.I., J.P.,
Private Secretary to His Highness
the Maharaja of Mysore.

DEVELOPMENT BRANCH 26 AUG. 1936

To

The General Secretary
to the Government of His Highness
the Maharaja of Mysore, Bangalore.

GENERAL SECRETARIAT 26 AUG. 1936

Sir,

I have the honor to invite reference to my letter No. C 57, dated 3rd July 1936, regarding license fees for the possession and transport of petroleum and to enquire when I may expect a reply.

I have the honor to be,

Sir,

Your most obedient servant,

24836 G Todhunter

Private Secretary.

23/8/36

M.S.

3 2

Appendix F G—1]

SUBJECT Levy of fees &c for petrol licenses

Section Govt
File No. 2-36
Serial No. 2

No. D. 1575

Diary No. of letter replied to.....

To The Private Secy to H. H. the Maharaja of Mysore

General and Revenue Secretariat

( )

the 193

Sir,

With reference to your letter No C 57 dated 3/7/36 ~~calling~~ for certain information on the above subject, I am directed to state that Govt depts are not exempted from the rules & regulations of the Mysore Petroleum Regulations including the levy of fees & that they should pay the same fees for licenses as are ~~enforced~~ levied under the rules in the case of private firms & persons in accordance with the above letter No D. 25-9/

Date of issue 28/8/36

Signed by .....

enquiring whether Govt depts are not exempted from the payment of fees for licenses to possess and transport petroleum I am directed to state that the reply is in the negative.

List of enclosures.....

Copied by .....

I am to add that

Examined by .....

1931 ~~&c &c &c~~ received from the Mysy dept ~~asking for~~ a similar concession and ~~that~~ Govt not ~~to~~ accorded

WD 0331—GHB—30,000—28-9-35

Yesl 69-30 dated 14/7/31,
a copy of which is herewith,
enclosed for reference

Yours etc.

Dep Secy
Govt

Memo No D. 1876

Copy to the Chief Inspector of mines & Explosives with reference to his Memo No 339 dated 13/8/36

D.O

Dep Secy
26.8.36

Yours etc.

that in view of dangerous petroleum (flashing point below 76° F) the Govt depts shd be subject to the same rules, including the levy of fees as are enforced in the case of private firms and persons

Yours

Dep Secy
26.8.36

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

No. D.1575

Dated, Bangalore, 28th August *1936*

From

The *Secretary to the Government of His Highness the Maharaja of Mysore, Development Department.*

To

Sir Charles Todhunter, K.C.S.I., J.P.,

Sir, Private Secretary to His Highness the Maharaja of Mysore.

With reference to your letter No. C. 57 dated 3rd July 1936 enquiring whether Government Departments are not exempted from the payment of fees for licenses to possess and transport petroleum, I am directed to state that the reply is in the negative.

I am to add that in 1931 the Military Department raised a similar question and Government ordered that in respect of -- dangerous petroleum (flashing point below 76° F), the Government Departments should be subject to the same rules, including the levy of fees as are enforced in the case of private firms and -- persons.

I have the honor to be,
Sir,
Your most obedient servant,

Sd/- M. Venkatanaranappa,

Secretary to Government,
Development Department.

Memo No. D.1576

Copy of the above is forwarded with compliments to the Chief Inspector of Mines and Explosives with reference to his U.O. Note No.339, dated 13th August 1936.

By Order,

for Secretary to Government,
Development Department.